

## WRIT OF ERROR AWARDED IN FIGHT FOR PLANT FARM

Suit Against Nash & Stras Goes Back to Norfolk Court for New Trial.

**NAVAL OFFICER PLAINTIFF**  
Admiral Dillingham, Retired, and His Brother Invest Money in Princess Anne County Venture Which Lead to Present Litigation.

The Supreme Court of Appeals has awarded a writ of error and supersedeas in the case of the Franklin Plant Farm, Inc., vs. P. F. Nash and P. F. Stras.

The case comes from the Circuit Court of the city of Norfolk, and grew out of a fight for possession of a plant farm in which Admiral Dillingham, a retired naval officer, and his brother, Frank C. Dillingham, a retired capitalist, are largely interested. The Dillinghams and the Franklin Plant Farm, Inc., lost the action of trespass they brought against Nash and Stras when the suit was tried in Norfolk last February.

**PRINCESS ANNE FARM**  
The story of the struggle leading to the lawsuit is an interesting one. In February, 1912, Stras and Nash leased to Frank Branton, a horticulturist, a tract of ninety-eight acres in Princess Anne County for a term of five years. It was agreed that the lease might be renewed for another five years, but at any time within the five years, Branton established a plant farm. He needed capital, and interested Admiral Dillingham in the venture. The admiral advanced him \$2,000 on a verbal promise that he should share in the profits of the farm. Shortly afterward, Branton asked for more capital. The admiral induced Frank C. Dillingham, his brother, to invest additional sums. In August, 1912, Branton told the Dillinghams he must have more money to develop the farm. It was then decided to incorporate the venture under the name of the Franklin Plant Farm, Inc., and that the lease hold interest in the real estate should be conveyed by Branton to the corporation. This was done, and the company was incorporated with a capital stock of \$10,000, of which \$2,000 was issued to Frank Branton and \$2,500 to each of the Dillinghams.

Branton was made president and general manager; Frank Dillingham, vice-president; and Admiral Dillingham, secretary and treasurer.

**LEASE TO LAWYER**  
More money was needed for improvements, Branton explained. He was a stranger to the Dillinghams and they refused the lease of the farm to a lawyer, who told them that it had not been signed by either the wife of Stras, or the wife of Stras. The Dillinghams were unwilling to have the farm taken over by a lawyer, and the corporation until the matter was cleared up. The corporation obtained a deed of trust on the farm, giving a deed of trust on the farm as security.

Improvements to the extent of \$20,000 were put on the farm. But "working capital" was needed, and the corporation borrowed \$25,000 from the Norfolk National Bank in January, 1913, giving a deed of trust on the farm as security.

Internal friction between the admiral and the president of the corporation developed after the deed of trust was executed. Admiral Dillingham charged that Branton was "operating the farm on an extravagant scale and attempting to spend excessive sums of money." He therefore refused to advance any more cash. As a result, when the note came due, May 15, 1913, it was not paid. The bank instructed the trustee to advertise the farm for sale, and it was sold under the hammer on July 5.

**NASH AND STRAS**  
**TAKE POSSESSION OF FARM**  
While the controversy between Branton and the Dillinghams was going on, Nash and Stras stepped in and took possession of the plant farm. They employed Branton as their agent to keep Admiral Dillingham off the premises.

The petition for the writ reads that this forcible possession was a breach of the lease, and that the Dillinghams, through their counsel, submitted to the Supreme Court that the instructions given to the jury were erroneous; that the court erred in refusing the instructions offered by the plaintiff; and that the verdict of the jury was contrary to the law and evidence in the case.

**NAME COMMITTEE TO-DAY TO REDISTRICT WARDS**

Mayor Signs Resolution Creating Joint Body of Council to Make Necessary Line Changes.

Mayor Ables signed and returned to City Clerk August yesterday the joint resolution appointing a committee of nine members—four from the Board of Aldermen and five from the Common Council—to take up at once the matter of redistricting the city so as to take care of the new territory which will be added on November 5.

The law requires a redistricting whenever any one ward exceeds in population any other ward of the city by 3,000 inhabitants or more. With the addition on November 3 of seven square miles of territory, containing a population estimated at 20,000, an urgent need for a readjustment of the ward lines would be presented, and the committee was appointed to work out an equitable plan.

It is expected that the residents of both bodies will to-day name the members of the redistricting committee, enabling it to get to work promptly. Unless unexpected difficulties are encountered a definite plan for the redistricting of the city will be ready for presentation to the Council by the time annexation becomes effective on November 5.

The Mayor signed also the resolution appointing a joint committee of five members—two from the Board of Aldermen and three from the Common Council—to aid the Building Inspector in drawing up plans for redecorating and refurbishing the Council chamber. He signed also the ordinance granting to the Continental Register Company a permit to erect a large electric sign on the top of the buildings at 502-7 North Sixth Street.

**Hit by Street Car.**  
W. A. Ferguson, 608 South First Street, released from Virginia Hospital two days ago, after being under treatment there for more than six weeks for a broken arm, resulting from a street car accident, was hit by a street car at Third and Broad Streets yesterday afternoon.

## CONSIDER THE RAT

EXPLANATIONS WOULD CERTAINLY SEEM TO BE IN ORDER

WELL???

HONEST IT WAS AS BIG AS A GOOD SIZED DOG!



BUT BE CAREFUL OF THE RIGHTS OF NEUTRALS WHEN YOU GO SHOOTIN' THAT AIR RIFLE OF YOURS

THE DOGS THAT HOWLS BY NIGHT HAD BETTER BEGIN DIETING

In a Bulletin Just Issued the State Board of Health Urges a War of Extermination on the Rats.

## DRUGGISTS OPPOSED TO SALE OF INTOXICANTS

Pharmaceutical Association Adopts Resolution Protesting Against Law Enforcing Them to Do So.

INTRODUCED BY T. A. MILLER

Members Do Not Wish to Dispense Liquor in Any Form, Even as Medicine—River Trip To-Day Ends Convention.

On the motion of T. A. Miller, of Richmond, the Virginia Pharmaceutical Association yesterday adopted a resolution protesting against the passage of any law under the terms of which druggists would be enforced to dispense intoxicating beverages. The resolution, which was adopted without a dissenting vote, follows:

"We, the Virginia Pharmaceutical Association, hereby enter our earnest protest to the passage by the Legislature of any law or laws which will place the sale of intoxicating beverages in the hands of the druggists." It was explained by Secretary E. L. Brandis that it was the sense of the association to discontinue the sale of intoxicating beverages in any form, that even its sale as a medicine was to be barred. An effort was made to amend the resolution so as to make it permit of the sale of intoxicants under

the restrictions placed on the sale of poisons and opiates, but the proposed amendment was defeated, the association preferring to dispose of the subject entirely and for all time by absolutely precluding the sale of any form of intoxicating beverages.

**SUGGESTS CONFERENCE WITH ANTI-SALOON LEAGUE**

Mr. Miller's successful motion followed an effort made by E. L. Keyser, of Roanoke, to have the association appoint a committee of five to confer with the Anti-Saloon League of Virginia in devising a bill which would save druggists from the necessity of handling liquor in their stock. Mr. Keyser favors the sale by druggists of intoxicants, provided proper restrictions are placed around the sale. Mr. Miller, in opposing this motion, said that it would place the association in the position of predicting that the State would vote for prohibition on September 22.

Mr. Miller's motion is more in the nature of a safeguard against the future than an action predicated on the assumption that State-wide prohibition will be supported at the polls.

No effort was made to place the association on record as to its position on State-wide prohibition or local option, and it is generally admitted that the members are divided on the question.

President C. D. Owens appointed the following committee on nominations: C. H. Lumsden, W. H. Lawson and John P. Bauer. The committee will report this afternoon on the trip down the river.

An interesting paper on "The Advancement of Pharmacy" was read by C. T. Eldridge, of Danville, and a paper prepared by Caswell A. Mayo, editor of the American Druggist, on "A Uniform

System of Accounting for Retail Druggists" was read by the secretary.

Field Secretary E. L. Brandis presented a report showing the result of analyses of 110 specimens of standard preparations as purchased throughout the open market in Virginia. The general result showed a fair average, he said. Those druggists who fell short of the average will be notified by letter of the fault.

W. G. Williams argued for a uniform system in the laws governing the requirements of the State Board of Pharmacy, declaring that graduation in a recognized school of pharmacy should be a prerequisite for application for a State license. He had once appeared before the Legislature, he said, to urge the enactment of a proper law, and said that in spite of the fact that he had been appointed by the Virginia Pharmaceutical Association for this duty, some of the members of the association had opposed him. He strongly urged again that the educational requirements be raised to a higher level.

Assistant Postmaster W. Ross Southward will appear before the association this morning at 10:30 o'clock to explain the regulations of the parcels post as applied to the retail drug business.

Twenty new members were initiated yesterday.

The program of entertainment yesterday included lunch at the Country Club for the women attending the convention, and last night the members were guests at a party at the Grace Scott Theatre. Today at noon the association will be taken on the Steamer Herkley on a trip down the river, and the final meeting, when officers will be elected, will be held on board.

## WILL SHOW ALL STYLES DURING FASHION WEEK

Richmond Merchants Next Week Promise to Equal Anything of Kind Ever Seen Here.

OFFER BROAD RANGE OF CHOICE

Masterpieces of Best Designers Will Be on Display in Windows and in Stocks—Any Want Can Be Readily Supplied.

With the fall openings in Richmond stores on Wednesday, Thursday and Friday of next week, will come a fashion show seldom if ever equalled in this city or in the South. Never have the stores presented more attractive stocks than have been assembled this season. The buying public has probably never before been offered a broader range of choice, and the fashions of the season are faithfully mirrored in the handsome stocks of local merchants.

From the studios of the world's best style designers, fashion's masterpieces have been assembled to be exploited to Richmond people through the United Fashion Show. In the stores will be every fad and fancy of fashion in fall and winter styles. All that is correct and beautiful in whatever is to be desired for the home or for personal adornment will be found in great variety in show windows and stocks.

**RICHMOND STORES CAN SUPPLY ANY WANT**

The primal idea of the opening is to show merchandise and to establish within the minds of the many shoppers in this territory the fact that Richmond stores can supply everything, new in style and the best of goods in quality and value. The stores will be handsomely decorated, each firm using its individual color scheme.

The newest and best in every line will be found in Richmond stores. In the department stores and women's "ready-to-wear" shops will be displayed everything in fashionable garments made in accordance to the latest decree of fashion. Millinery shops will be abloom with the latest creations of fall wear designed by those who have achieved worldwide fame for the beauty and originality of their conceptions.

A SAYIN' to be bright, A don't have to be bitin'. It can be like VELVET—jes full o' flavor without any bite.

Velvet Joe



Tobacco does not have to be "strong" to be full of flavor and fragrance. VELVET proves that. VELVET, The Smoothest Smoking Tobacco, has all the pipe smoking qualities that are natural to Kentucky's Burley de Luxe, together with an aged-in-the-wood mellowness that is not found in any other pipe tobacco. Ligaret & Myers Tobacco Co. 10c tins and 5c metal-lined bags.

## ANNOUNCEMENT

Mr. H. Hickman Walton, Jr., of New York, Assisted By Miss Jennie Elvidge, of Atlantic City, Will Give An

Exhibition of Dancing at Colombo Hall

Broad and Allison Sts., on Thursday Evening, Sept. 24, at 8:30.

Cards for admittance will be mailed upon application to Mr. Walton, 2015 Grove Avenue.

Dancing classes will be conducted during the coming season on Monday, Friday and Saturday evenings and Saturday afternoon. Special attention given to private instruction. Rates upon application. Mr. Walton intends to cater only to the best class of Richmond people.

Only Two More of the Popular

**C&O Seaside Outings C&O**  
Sundays, September 20th and 27th.

OLD POINT  
BUCKROE

OCEAN VIEW  
NORFOLK

Round \$1.50 Trip

Choice of Three Fast Trains Over Stone-Ballast Double Track.  
8:30 A. M., 9 A. M. and 12:35 Noon.

The most beautiful season of the year to visit the seaside.  
\$1.65 Round Trip to Cape Henry and Virginia Beach.

"Busy" Followed by  
"Don't Answer"

When the operator reports "Busy" and a little later reports, "Don't Answer" on your call to the same number, this is the situation:

When your operator first tried to make the connection, another operator was ringing the same number for another person; hence the "busy" line.

Neither operator succeeded in getting the called party to answer; hence the "don't answer" following the "busy."

When you Telephone—Smile



THE CHESAPEAKE AND POTOMAC  
TELEPHONE COMPANY  
OF VIRGINIA

## Victor Records and Victrolas

Our stock is the largest and most varied in the South. If you'll come to our store for your Records you'll find just the ones wanted. Also, we'll take pleasure in playing any records you may wish to hear and demonstrate the different styles of the Victrola.

If you live out of town, send for catalogue. We ship records and Victrolas anywhere. We are specially prepared to handle out-of-town trade promptly.

Walter D. Moses & Co.,  
103 E. Broad Street,  
Oldest Music House in Virginia and North Carolina.

Save 25 per cent at S. Ullman's Son  
1820-1822 East Main Street, and  
506 East Marshall Street.

California Ham, 1 lb., 21c  
Best Breakfast Ham, 1 lb., 21c  
Table Talk Flour, 41 bags, 86c  
Snap Beans, 12 for, 1.25  
Good Salt Pork, per lb., 12c  
Ten-lb. Bag, Best Granulated  
Sugar, 1.25

## Planters National

Put your savings in the big National Bank and let them earn 3% compound interest for you.

Capital and Surplus  
\$1,900,000.

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Only!

Look  
for it!

FRIDAY!

## Geo. W. Anderson & Sons

215 E. Broad St.

## Rugs

Have you seen the Ardebil, Royal Kashan, Herati, Karnak, Suvalans, Bagdad WILTON RUGS. Soft, beautiful shades; perfect dreams of beauty. Prices range from \$42.50 to \$80.00.

## KAZAK RUGS

The ideal bedroom Rugs. All colors; size 9x12. Price \$14.50.

Cluny Curtains,  
Special \$2.98 pr.

## Anderson's Carpet House

## No War Prices On This Food

With price of meats, flour, sugar and all other foods climbing by leaps and bounds, it is well to remember the economy and better health in

## Grape-Nuts

FOOD

Made of choicest wheat and barley, this food is fully cooked, easy to digest, and full of rich nourishment. With cream or good milk, an economical, delicious dish for any meal. You can be independent and live well—with Grape-Nuts.

Packed dust and germ proof in wax-sealed packages—always fresh and appetizing, and—

There's no advance in price!

Grocers everywhere sell Grape-Nuts.